

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF LANCASTER

Magisterial District Number: 02-2-05
MDJ: Hon. Brian E. Chudzik
Address: 2168 Embassy Dr. Suite 150
Lancaster, PA 17603

Telephone: (717)735-2288



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT:

(NAME and ADDRESS):

SHAWN

P.

BAKER

First Name

Middle Name

Last Name

Gen

1950 State St.
East Petersburg, PA 17520

NCIC Extradition Code Type

- | | | | |
|--|---|--|--|
| <input type="checkbox"/> 1-Felony Full | <input type="checkbox"/> 5-Felony Pending Extradition | <input type="checkbox"/> C-Misdemeanor Surrounding States | <input type="checkbox"/> Distance: _____ |
| <input type="checkbox"/> 2-Felony Limited | <input type="checkbox"/> 6-Felony Pending Extradition Determ. | <input type="checkbox"/> D-Misdemeanor No Extradition | |
| <input type="checkbox"/> 3-Felony Surrounding States | <input type="checkbox"/> A-Misdemeanor Full | <input type="checkbox"/> E-Misdemeanor Pending Extradition | |
| <input type="checkbox"/> 4-Felony No Extradition | <input type="checkbox"/> B-Misdemeanor Limited | <input type="checkbox"/> F-Misdemeanor Pending Extradition | |

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR33-21	Date Filed 2/4/21	OTN/LiveScan Number R 11117-6	Complaint/Incident Number BCC200421	Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 04/15/1968	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name AKA		Middle Name	Last Name	Gen.
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry)				
Eye Color <input type="checkbox"/> BLK (Black) <input checked="" type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknown)				
DNA <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location			WEIGHT (lbs.) 165
FBI Number	MNU Number			Ft. HEIGHT In. 5 6
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	Fingerprint Classification:			

DEFENDANT VEHICLE INFORMATION

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

DAG PHILIP MCCARTHY

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

2 / 2 / 2021
(Date)

I, **SA DANA WARD**

(Name of the Affiant)

MPOETC- 16031/ BADGE #822

(PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of **Pennsylvania Office of Attorney General**

(Identify Department or Agency Represented and Political Subdivision)

PA0222400

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above
☐ I accuse the defendant whose name is unknown to me but who is described as _____

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at **[406]** **East Petersburg**
(Subdivision Code) (Place-Political Subdivision)

in LANCASTER County **[36]** on or about **11/14/2020**
(County Code)

POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 2/4/21	OTN/LiveScan Number	Complaint/Incident Number BCC200421
Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/>	1	3123	(a)(1)	of the	TITLE 18	1	F1	NCIC Offense Code	UCR/NIBRS Code
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade		
PennDOT Data (if applicable)		Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **INVOLUNTARY DEVIATE SEXUAL INTERCOURSE**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/20, did engage in deviate sexual intercourse with a complainant, E.C. age 42, by forcible compulsion, in violation of Title 18, section 3123 (a)(1) of PA Crimes Code, a felony of the first degree.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	3124.1	of the	TITLE 18	1	F2	NCIC Offense Code	UCR/NIBRS Code	
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade		
PennDOT Data (if applicable)		Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **SEXUAL ASSAULT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did engage in sexual intercourse or deviate sexual intercourse with a complainant, E.C. age 42, without the complainant's consent, in violation of Title 18 3124.1 of PA Crimes Code, a Felony of the second degree.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	3125	(a)(1)	of the	TITLE 18	1	F2	NCIC Offense Code	UCR/NIBRS Code
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade		
PennDOT Data (if applicable)		Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **AGGRAVATED INDECENT ASSAULT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did engage in penetration, however slight, of the genitals or anus of a complainant, E.C. age 42, with a part of the person's body for any purpose other than good faith medical, hygienic or law enforcement procedures and did so without the complainant's consent, in violation of Title 18 3125 (a)(1) of PA Crimes Code, a Felony of the second degree.

Docket Number:	Date Filed: 2 / 4 / 21	OTN/LiveScan Number	Complaint/Incident Number BCC200421
Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	4	3125	(a)(2)	of the	TITLE 18	1	F2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **AGGRAVATED INDECENT ASSAULT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did engage in penetration, however slight, of the genitals or anus of a complainant, E.C. age 42, with a part of the person's body for any purpose other than good faith medical, hygienic or law enforcement procedures and did so by forcible compulsion, in violation of Title 18 3125 (a)(2) of PA Crimes Code, a Felony of the second degree.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	5	3126	(a)(2)	of the	TITLE 18	1	M1		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **INDECENT ASSAULT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did have indecent contact with the complainant, E.C. age 42, causes the complainant to have indecent contact with the person or intentionally causes the complainant to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or the complainant and did so by forcible compulsion, in violation of Title 18 3126 (a)(2) of the PA Crimes Code, a Misdemeanor of the first degree.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	6	3126	(a)(1)	of the	TITLE 18	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **INDECENT ASSAULT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did have indecent contact with the complainant, E.C. age 42, causing the complainant to have indecent contact with the person or intentionally causing the complainant to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or the complainant and did so without the complainant's consent, in violation of Title 18 3126 (a)(1) of the PA Crimes Code, a Misdemeanor of the second degree.

Docket Number:	Date Filed: 2/4/21	OTN/LiveScan Number	Complaint/Incident Number BCC200241
Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/>	7	2903	(a)	of the	TITLE 18	1	M2	
Lead?	Offense #	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **FALSE IMPRISONMENT**

Acts of the accused associated with this Offense:

In that the defendant, Shawn P. Baker age 52, within Lancaster County, PA on 11/14/2020, did knowingly restrain another, E.C. age 42, unlawfully so as to interfere substantially with her liberty, in violation of Title 18, section 2903 (a) of PA Crimes Code, a misdemeanor of the second degree.

Inchoate Offense	<input checked="" type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/>				of the				
Lead?	Offense #	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/>				of the				
Lead?	Offense #	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

Docket Number:	Date Filed: 2/4/21	OTN/LiveScan Number	Complaint/Incident Number BCC200421
Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 8.
5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

2-4 2021
(Date) (Year)

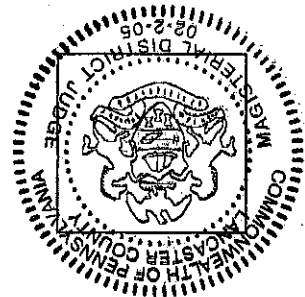
D.C. Wilson 822
(Signature of Affiant)

AND NOW, on this date 2-17-21 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

62-2-01
(Magisterial District Court Number)

(Issuing Authority)





Docket Number:	Date Filed: 2/4/21	OTN/LiveScan Number	Complaint/Incident Number BCC200421
Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

AFFIDAVIT of PROBABLE CAUSE

1. I, Dana Ward your Affiant, am a Special Agent II employed with the Pennsylvania Office of Attorney General (OAG) and currently assigned to the Bureau of Criminal Investigations (BCI), Central Regional Office, Harrisburg, PA. I currently have thirty one (31) years of continuous law enforcement experience. Prior to employment with the OAG, I was employed for approximately six (6) years as a County Detective with the York County Office of the District Attorney. Prior to that, I was employed by the York City Police Department in York, PA., for approximately twenty four (24) years holding the ranks of Detective, Detective Supervisor and Inspector. I have investigated thousands of felony cases including Homicides, Assaults, Armed Robberies, Sex Crimes, Child Abuse, Elder Abuse, Human Trafficking, Domestic Violence and numerous other felony and non-felony crimes. I have made hundreds of arrests, testified at a multitude of trials and have attended a myriad of trainings on subjects covering all aspects of criminal investigations.
2. Upon the investigation of an alleged Sexual Assault, victim/complainant E.C. age 42, reported the following:
3. On 11/14/2020, Victim E.C. was at The Sandwich Factory, Lancaster County, PA, with her friend, Witness T.L. age 38. They each had a couple beers, a couple mixed drinks and ate some food. Witness T.L. received a call from defendant Shawn P. Baker, age 52. Witness T.L. was borrowing an item from Baker and he advised that she could come by his residence and pick the item up. Baker's residence is 1950 State St. East Petersburg, PA 17520. Witness T.L. invited Victim E.C. to come along. They purchased a six pack of beer to take with them. Victim E.C. followed Witness T.L. to Baker's in her vehicle. Victim E.C. had never met Baker before, had never spoken to him and had never been to his residence.
4. At Baker's residence, Victim E.C. met Baker for the first time. Victim E.C. had a couple of the beers that they had brought with them. Witness T.L. also had a couple beers and began drinking liquor with Baker. Victim E.C. did not drink any liquor. After a period of time, Witness T.L. received a phone call from her daughter, Witness M.S. age 19, who advised she needed to be picked up. Baker, Victim E.C. and Witness T.L. drove in Baker's car to pick up Witness M.S. and the four of them returned to Baker's residence. Witness M.S. did not drink any alcohol the entire evening. Up to this point in the evening, Victim E.C. reported that there was no flirting, no gestures or sexual innuendos between her and Baker. She described them as having "casual conversations."
5. As the four of them visited, they had snacks of chips and salsa and popcorn. They all became hungry and Baker said he would grill some ham steaks on his grill, everyone agreed. At this point in the evening Victim E.C. had her long brown hair in a ponytail hair style with the ponytail being held by a black hair tie. She had on a bra, tank top style t-shirt over her bra and a striped blouse with three quarter length sleeves, buttons up the front and a collar over the tank top. She was wearing underwear, pants that buttoned and zippered in the front and shoes. Baker asked Victim E.C. if she would help him with the steaks and she agreed. She followed Baker through a couple rooms, out a back door to the rear outdoor back porch area where the grill was located.
6. Upon stepping out on the back porch, Baker immediately grabbed Victim E.C. by her ponytail, pulling hard and hurting her scalp. Victim E.C. reported that it happened so fast she had no time to react. Baker pushed her back up against the wall of the house by the back porch door. Baker said something to Victim E.C. about being "her daddy." Baker ripped open her blouse, lifted up her bra and exposed her breasts. He licked and sucked on her breasts while pinning her to the wall. His hands had dropped and quickly unbuttoned her pants and he pulled them down to her mid-thigh area. Victim E.C. said she was in "shock" and "it happened so fast" and she was thinking "Oh my God, what is happening." Baker bent over and licked the front of her vagina with his tongue. He penetrated her vagina with his fingers and then took the same fingers and shoved them into Victim E.C.'s mouth. He then shoved her in the direction of the grill and said something like, "Get your fucking ham steaks."

**POLICE CRIMINAL COMPLAINT**

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Defendant Name:	First: SHAWN	Middle: P.	Last: BAKER

Victim E.C. pulled up her pants and was wondering what just happened. She took a ham steak and returned to the house via the kitchen door off the back porch, not the same door she entered the porch from. She immediately became upset and emotional. Victim E.C. walked through the kitchen into the living room where Witnesses T.L. and M.S. were sitting. Victim E.C. looked at Witness M.S. and quietly "mouthed," "We have to go." Victim E.C. put down her plate, retrieved her car keys and left via the back kitchen door that she had just entered. As she was leaving, Baker asked her "what her fucking problem was." She got into her car but didn't leave right away. She did not want to leave Witnesses T.L. and M.S. in the residence with Baker. Victim E.C. reported that she did not consent, in any way, to Baker's sexual contact.

7. Victim E.C. sent a text message to Witness M.S. to get Witness T.L. and leave the house. Witness M.S. came outside and Victim E.C. told her what happened. Witness M.S. texted Witness T.L. to leave the house. After a few minutes, Witness M.S. was able to get her mother Witness T.L. out of the house and they all went to Victim E.C.'s home, where Victim E.C. told them in detail what had occurred. At this point in the evening, phone records show that it was past midnight and 11/15/2020. Victim E.C., in the early morning hours, tried to call a County Detective friend of hers to seek guidance and tell her what happened. The detective did not answer her phone. Victim E.C. was crying and emotional when she placed the call.
8. The next day, Victim E.C. reported the incident to a prosecutor friend who advised her that she could call a female Detective and Victim E.C. could make a report. Victim E.C. agreed and a police report was taken. During the report, Victim E.C. stated that her hair tie was missing and three buttons from her blouse were ripped off during the incident.
9. On 11/18/2020, Victim E.C. and Witnesses T.L. and M.S. provided recorded interviews and detailed statements about the incident. Victim E.C. provided her striped blouse which showed that three buttons were missing. She also described her hair tie as like the one she wore for this interview. Later on this date, a Search Warrant was executed at Baker's residence to search for the three missing buttons and the hair tie. Two buttons were found but the hair tie and third button was not located. During the Search Warrant and after being verbally Mirandized, Baker waived his Miranda rights and asked if he could tell me what happened. Baker's entire statement was video and audio recorded on an officer's body camera system.
10. At first Baker said he knew nothing about the buttons. Then he changed his statement and said he found one button on the living room floor, but assumed it was Witness T.L.'s button because he found it where she was sitting on the floor. He said he threw the button away in the kitchen trash. (A button was found in the kitchen trash.) Then he changed his statement again and said that he found a second button in the living room and also threw that away. (A second button was found in the living room behind the TV stand on the floor.) When asked to explain the button found on the floor, Baker explained that he thought he threw both buttons away but must have placed one of the buttons on the TV stand and then when he moved the TV, the button must have fallen onto the floor.
11. As for the sexual contact, Baker said that Victim E.C. had been flirting with him all night long. He said she did have her hair in a ponytail. She followed him outside when he went out to grill the ham steaks. Before stepping outside, Baker said he was standing in the back room and Victim E.C. was standing in the doorway to another room. Victim E.C. was in a doorway that was a step above Baker, so as he stood, his face was about breast level to Victim E.C. Baker said that Victim E.C. started to kiss him and then she ripped open her own shirt exposing her breasts. He said he did lick and suck on her breasts while she was unbuttoning and pulling down her pants and underwear exposing her vagina. Baker said he turned her



POLICE CRIMINAL COMPLAINT

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around so she was facing away from him and she bent over at the waist. Baker said he licked and penetrated the rear of her vagina and her anus with his tongue. He said he put his fingers in her vagina and she had an orgasm in forty (40) seconds.

12. He said the incident stopped because he told her that Witnesses T.L. and M.S. were in the next room and they had to stop. Baker said Victim E.C. initiated all the sexual contact and it was him who had to stop her from continuing. Baker described the incident as "hot" and "intense." Baker said he returned to the living room and Victim E.C. took a ham steak off the grill.
13. Baker said he was in the living room and could see Victim E.C. enter through the kitchen door. He said Victim E.C. looked upset and emotional. Baker said he assumed that Victim E.C. had a boyfriend and was upset because she had just cheated on him. Baker said that Victim E.C. did not enter the living room but got her keys and left through the kitchen. Baker said later, both Witnesses T.L. and M.S. left his house without explaining what was going on. Baker said he didn't understand why they left.
14. Phone evidence obtained showed that Victim E.C. did text Witness M.S. and was attempting to get them out of the house. The voice mail where Victim E.C. called the County Detective was obtained and Victim E.C. was upset and emotional. The buttons on Victim E.C.'s blouse had a slight pearl color to them. The buttons found during the Search Warrant matched the color of the buttons on the blouse. The threads that were holding the found buttons appear to be pulled and jagged rather than cut neatly and even. Both Witnesses T.L. and M.S. reported that they did not witness Victim E.C. flirting in any way with Baker.
15. Based on my thirty one (31) years of Law Enforcement experience, I believe that there is sufficient evidence of probable cause that Baker did sexually assault Victim E.C. It is requested that Baker be criminally charged with the charges set forth in this criminal complaint.

I, SA DANA WARD, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

D.C. Ward 822

(Signature of Affiant)

Sworn to me and subscribed before me this _____ day of _____

Date

Magisterial District Judge

My commission expires first Monday of January,

SEAL